

REMARKS

Claim rejections—35 U.S.C. § 103(a)

In some embodiments of the present invention a user may be watching a first video transmission such as a football broadcast and be notified of an event that occurs in another broadcast such as a second football game. In response to the notification of the event, the user may initiate a switch to display the second football game; in other embodiments the switch may be automatic. The display of the second football game may be a full screen display, which in some embodiments may begin at a predetermined time before the event occurred. In this way, the user may see the action that occurred in the second game just before the triggering event. Meanwhile, the first football game that the user was watching may be stored so that the user may go back and see any portion of the first football game that was missed while viewing the second football game.

The Examiner rejected all of the claims in the above-referenced application under 35 U.S.C. §103(a) as being unpatentable over Menard (WO 96/27840) in further view of Akiba (US 6,542,695) and De Saint Marc (EP 0912053).

It is respectfully submitted that none of De Saint Marc, Menard, or Akiba alone or in combination teach or suggest all of the limitations of the new claims. For example, in De Saint Marc the signals are time delayed before being multiplexed for transmission to a user's system. Thus, if the user changes channels, and then changes back to an original channel, the decoder simply returns to the original channel. *See* paragraph 63. As such, the user misses some of the action in the original channel.

Menard too fails to teach or suggest switching between two signals to allow a viewer to automatically view what occurred during a channel switch. For example, Menard delays a signal for a time to replay a portion of a program material that has just been broadcast. If there has been a pattern match, the recently broadcast portion may *either* be replayed *or* a *predefined* segment of program material may be stored. Page 15; Figure 9. Even Menard's system that watches multiple channels simultaneously still does not disclose or suggest the claimed invention. For example, Menard does not contemplate a switch between two channels and back again. Additionally, even if he did, which he does not, the delayed portion in a first channel would be replaced in the delay buffer by the time the user has viewed a replay portion on

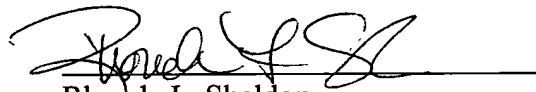
CONCLUSION

In view of the amendments and remarks herein, the examiner is requested to reconsider his requirement for a 132 affidavit. That is, the claims of the commonly owned applications are not believed to be directed toward the same invention. As such, the application is believed to be in condition for allowance. The Examiner's prompt action in accordance therewith is respectfully requested.

The commissioner is authorized to charge any additional fees, including extension of time fees, or credit any overpayment to Deposit Account No. 20-1504 (ITL.0319US).

Respectfully submitted,

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different channel. Although Menard teaches storage, the storage is in response to a pattern match not a channel switch, and it is for only a predefined portion of a broadcast.

Akiba fails to cure the deficiencies of Menard and De Saint Marc. For example, in Akiba there are the following display options; recording and reproduction, recording alone, reproduction 1 alone, reproduction 2 alone, or reproduction 1 and reproduction 2. Column 5, line 44-column 6, line 8; Figures 5-9. Akiba neglects to disclose tuning and recording different signals at the same time. In fact, the same signal is displayed on one screen of a recording video signal and another screen of the reproduced video signal. Column 6, lines 32-39; Figure 7A. Thus, in Akiba the signal displayed in recording mode is the same signal being recorded. There is no indication that Akiba tunes to one video signal to display that video signal and simultaneously receives and records a different video signal as evidenced by the lack of a dual recording display. *See* Figures 5-9. Moreover, merely being able to record and to reproduce does not address the situation described above where a person is watching TV, switches to another channel and then, after some period of time, switches back to view from where the switch was made. As such, none of De Saint Marc, Akiba, or Menard alone or in combination teach or suggest all of the limitations of new claims 89-111.